

## **AGENDA**

### **TROY CITY COUNCIL**

July 17, 2000- 7:30 P.M.  
Council Chambers - City Hall  
500 West Big Beaver

### **INVOCATION**

Pastor Dale Hibshman  
First Baptist Church

### **ROLL CALL**

### **PAGE**

A-1 Minutes - Regular Meeting - July 10, 2000

2 Presentation-

### **CARRY-OVER ITEMS FROM 7-10-00 COUNCIL MEETING**

F-9 Consideration by City Council Regarding Police Enforcement on Big Beaver Road

10 Sound Barriers on I-75

### **REPORTS AND COMMUNICATIONS**

G-1 Council Referrals

2 Minutes - Boards and Committees

(a) Advisory Committee for Persons with Disabilities - June 7, 2000

(b) Municipal Building Authority - June 8, 2000

(c) Employees' Retirement System Board of Trustees - June 9, 2000

(d) Historic District Commission - June 20, 2000

(e) Board of Zoning Appeals - June 20, 2000

(f) Personnel Board - June 20, 2000

(g) Traffic Committee - June 21, 2000

3 Department Reports - None

4 Announcement of Public Hearing –

Harris Street Special Assessment #00.110.1 - July 17, 2000

5 Proposed Proclamations

(a) Leota Blanks in Honor of her 100<sup>th</sup> Birthday

(b) Garry Lapeer - Service Commendation

(c) Regents Park of Troy

- 6 Communication from Human Resources Director Peggy Clifton Regarding Arbitration Award - Troy Command Officers Association (1998-2001 Collective Bargaining Agreement)
- 7 Thank You Letter from The George Ku Memorial Scholarship Committee
- 8 Letter from Carmelo Milia commending the services of Mark Stimac to the Zoning Board of Appeals
- 9 Final Recommendations - Act 51 Committee
- 10 Letter from Hedy Blatt, Director of Fine Arts & Community Relations, Thanking the Engineering Department for Their Assistance with School Maps
- 11 Cultural Education Review
- 12 Status Report - Church and Parsonage Move
- 13 Annual Salary Update - Classified and Exempt Employees
- 14 Community Center Improvements - Public Input Opportunities

#### **PUBLIC HEARING**

- C-1 Adoption Of Standard Resolution No. 4 For Special Assessment District #00.110.1, Bituminous Pavement, On Harris Street, West Of Rochester

#### **TABLED ITEM**

- D-1 Appointments/Reappointments to Historic District Commission

#### **CONSENT AGENDA**

**The consent agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the consent agenda. Any Council Member may remove an item from the consent agenda and have it considered as a separate item. A member of the audience who wishes to speak in opposition to the recommended action for any given consent agenda item may do so with the approval of a majority vote of City Council. Any item so removed from the consent calendar shall be considered after other items on the consent business portion of the agenda have been heard. (Rules of Procedure for the City Council, Article 10, as amended April 12, 1999.)**

- E-1 Approval of Consent Agenda
- 2 Closed Session

- 3 Approval of Right-of-Way Agreement Between the City of Troy and Metricom, Inc.
- 4 Liquor Committee Recommendations: (a) New Dance Permit - Capraro's (Carroll Investments, Inc.) at 1477 John R; (b) Transfer Stock - Troy Cheese & Wine Market, Inc. to Nadia Kassab
- 5 Approval of Assignment of Lessee's Interest in Lease for Troy Racquet Club
- 6 Request from On My Own of Michigan to be Recognized As a Non-Profit Organization In Order to Obtain a Raffle License from the State of Michigan

#### **REGULAR BUSINESS**

**Persons interested in addressing City Council on items, which appear on the printed Agenda, may do so at the time the item is discussed. For those addressing City Council, time may be limited to not more than twice nor longer than five (5) minutes on any question, unless so permitted by the Chair, in accordance with the *Rules of Procedure of the City Council*, Article 12, as amended April 12, 1999.**

**Persons interested in addressing City Council on items which are not on the printed Agenda may do so under the last item of the Regular Business (F) Section.**

- F-1 Nominations/Appointments to Boards and Committees: (a) CATV Advisory Committee
- 2 Bid Award: Bonds
  - 3 Amendment to Chapter 78 - Signs - To Permit the Placement of Banners in the Public Right-of-Way
  - 4 Approval of Troy Daze Banner Design
  - 5 Establish Public Hearing to Amend a Consent Judgment with Delphi Automotive Systems LLC - 5725 Delphi Drive
  - 6 Extension of Pager Contract - Bid Waiver
  - 7 Request from Veterans Committee Regarding Funding

#### **COUNCIL COMMENTS**

#### **COUNCIL REFERRALS**

#### **VISITORS**

**Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the Council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. (*Rules of Procedure for the City Council*, Article 12, as amended April 12, 1999.)**

#### **REPORTS AND COMMUNICATIONS**

##### **G-1 Council Referrals**

- 2 Minutes - Boards and Committees
- 3 Department Report
- 4 Announcements of Public Hearing
- 5 Proposed Proclamation
- 6 Memorandum from Miller Canfield Law Firm Regarding the Validity and Legality of the City of Troy Downtown Development Authority
- 7 Communication from Resident Regarding Library Staff
- 8 Memorandum from the City Manager Regarding the RFQ and RFP Process for Architectural Services Related to City Hall, The Police/Fire Administration Building and Fire Station #3
- 9 Communication from Standard & Poor's Upgrading the Bond Rating for the City of Troy

#### **ADJOURN**

**Call to Order:**

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**Invocation and Pledge of Allegiance****Roll Call:**

Mayor Jeanne M. Stine  
Henry W. Allemon  
Thomas S. Kaszubski  
Martin F. Howrylak  
Anthony N. Pallotta  
Louise E. Schilling  
John R. Stevens

**Minutes: Regular Meeting – July 10, 2000**

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**A-1**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the minutes of the Regular Meeting of July 10, 2000, be approved.

Yes:

No:

**CARRY-OVER ITEMS FROM 7-10-00 COUNCIL MEETING****Consideration by City Council Regarding Police Enforcement on Big Beaver Road**

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**F-9**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That in order to combat traffic congestion on Big Beaver between Coolidge and Rochester Road, the City Manager is instructed to place ten police officers at the turning lanes and traffic signals for a one-week period of time, between the hours of 3:00 PM and 7:00 PM, Monday through Friday, for the purpose of traffic enforcement.

Yes:

No:

**Sound Barriers on I-75**

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**F-10**

This Resolution is being advanced as a support measure to adopt noise abatements in residential areas along I-75 as part of the final transportation plan for the corridor.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The I-75 Corridor Study in Oakland County, Michigan is presently in progress; and

WHEREAS, The May 2000 Draft Transportation Plan resulting from the study includes a recommendation that sound barrier walls be constructed along all those portions of I-75 within Oakland County which abut residential areas, wherein laneage expansion or other improvements are recommended, including the total length of the freeway within the City of Troy; and

WHEREAS, The Troy City Council and the residents of the City of Troy have recognized for many years the need for additional sound attenuation along the I-75 corridor in Troy, particularly through residential areas;

NOW, THEREFORE, BE IT RESOLVED, That the Troy City Council hereby strongly recommends and emphatically requests that the recommendations contained in the I-75 Corridor Study for the placement of sound attenuation facilities along the freeway in those areas traversing residential areas be adopted as part of the Final Plan resulting from this Corridor Study, and that every effort be made by the various governmental bodies involved to finance and implement that portion of the Plan, in order to help to assure the highest quality of life available in those residential areas, and thus their continued health and viability on into the future.

Yes:

No:

**REPORTS AND COMMUNICATIONS****Council Referrals****G-1****Minutes - Boards and Committees****G-2**

- (a) Advisory Committee for Persons with Disabilities - June 7, 2000
- (b) Municipal Building Authority - June 8, 2000
- (c) Employees' Retirement System Board of Trustees - June 9, 2000
- (d) Historic District Commission - June 20, 2000
- (e) Board of Zoning Appeals - June 20, 2000
- (f) Personnel Board - June 20, 2000
- (g) Traffic Committee - June 21, 2000

**Department Reports - None****G-3****Announcement of Public Hearing****G-4****Proposed Proclamations****G-5**

Suggested Resolution

Resolution #2000-

Moved by

Seconded by i

RESOLVED, that the following Proclamations be approved:

- (a) Leota Blanks in Honor of her 100<sup>th</sup> Birthday
- (b) Garry Lapeer - Service Commendation
- (c) Regents Park of Troy

Yes:

No:

<b>Communication from Human Resources Director Peggy Clifton Regarding Arbitration Award - Command (1998-2001 Collective Bargaining Agreement)</b>	<b>G-6</b>
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<b><u>Thank You Letter from The George Ku Memorial Scholarship Committee</u></b>	<b>G-7</b>
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<b>Letter from Carmelo Milia Commending the Services of Mark Stimac to the Zoning Board of Appeals</b>	<b>G-8</b>
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<b><u>Final Recommendation - Act 51 Committee</u></b>	<b>G-9</b>
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<b>Letter from Hedy Blatt, Director of Fine Arts &amp; Community Relations, Thanking the Engineering Department for Their Assistance with School Maps</b>	<b>G-10</b>
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<b><u>Cultural Education Review</u></b>	<b>G-11</b>
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<b><u>Status Report - Church and Parsonage Move</u></b>	<b>G-12</b>
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<b><u>Annual Salary Update - Classified and Exempt Employees</u></b>	<b>G-13</b>
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<b><u>Community Center Improvements - Public Input Opportunities</u></b>	<b>G-14</b>
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**PUBLIC HEARING**

<b><u>Adoption Of Standard Resolution No. 4 For Special Assessment District #00.110.1, Bituminous Pavement, On Harris Street, West Of Rochester</u></b>	<b>C-1</b>
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Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, the City Council has caused Special Assessment Roll No. 00.110.1 to be

prepared for the purpose of defraying the Special Assessment District's portion of the following described public improvement in the City of Troy;

Bituminous pavement on Harris Street, west of Rochester; and

WHEREAS, the City Council and the City Assessor have met after due legal notice and have reviewed said Special Assessment Roll and have heard all persons interested in said Special Assessment Roll appearing at said hearing; and

WHEREAS, the City Council is satisfied with said Special Assessment Roll as prepared by the City Assessor;

NOW, THEREFORE BE IT RESOLVED, that Special Assessment Roll No. 00.110.1 in the amount of \$53,080.00 is hereby confirmed as prepared by the City Assessor, a copy of which shall be attached to and become a part of the minutes of this meeting.

Yes:

No:

#### **TABLED ITEM**

##### **Appointment/Reappointment to Historic District Commission**

**D-1**

This item was tabled on May 15, 2000. Three terms expired March 1, 2000. One additional seat is vacant due to the resignation of Martin Howrylak.

City Management is still developing a proposed Ordinance to combine this Committee with the Library Board and the Historical Commission to become the Cultural Education Committee and requests vacancies/reappointments on any of these boards be left until the ordinance is in place.

##### **a) Recommendation of Management**

###### **Suggested Resolution**

Resolution #2000-

Moved by

Seconded by

RESOLVED, that appointments or reappointments to the Historic District Commission, the Library Board or the Historical Commission remain in abeyance until an Ordinance is in place to form a Cultural Education Committee, and that members of these boards or commissions with expired terms shall continue to serve until such time as this is accomplished.

Yes:

No:

##### **b) Appointments/Reappointments to the Historic District Commission**

###### **Suggested Resolution**

Resolution #2000-  
Moved by  
Seconded by

RESOLVED, that \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_ are hereby appointed/reappointed to serve on the Historic District Commission for three year terms to expire March 1, 2003; and

BE IT FURTHER RESOLVED, that \_\_\_\_\_ is hereby appointed to fill an unexpired term ending March 1, 2002.

Yes:  
No:

### **CONSENT AGENDA**

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#### **Approval of Consent Agenda**

**E-1**

Suggested Resolution  
Resolution #2000-  
Moved by  
Seconded by

RESOLVED, That all items as presented on the Consent Agenda are hereby approved as presented with the exception of Item(s) \_\_\_\_\_, which shall be considered after Consent Agenda (E) items, as printed.

Yes:  
No:

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#### **Closed Session**

**E-2**

Suggested Resolution  
Resolution #2000-

RESOLVED, That the City Council of the City of Troy shall meet in Closed Session as permitted by State Statute MCLA 15.268, Sections 8 (d) and (e), (City of Troy v Vel, and City of Troy v Torpey), after adjournment of this meeting.

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#### **Approval of Right-of-Way Agreement Between the City of Troy and Metricom, Inc.**

**E-3**

Suggested Resolution  
Resolution #2000-

RESOLVED, that the Right-of-Way Agreement between the City of Troy and Metricom, Inc., is hereby approved, the Mayor and City Clerk are authorized to execute the

documents, and a copy shall be attached to the original minutes of this meeting.

**Liquor Committee Recommendations: (a) New Dance Permit - Capraro's (Carroll Investments, Inc.) at 1477 John R; (b) Transfer Stock - Troy Cheese & Wine Market, Inc. to Nadia Kassab** **E-4**

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**(a) New Dance Permit - Capraro's (Carroll Investments, Inc.) at 1477 John R**

Suggested Resolution  
Resolution #2000-

RESOLVED, that the request from Capraro's (Carroll Investments, Inc.) for a new Dance Permit to be held in conjunction with 2000 Class licensed business, located at 1477 John R, Troy, MI, Oakland, County, [MLCC REF # 82958], be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

**(b) Transfer Stock - Troy Cheese & Wine Market, Inc. to Nadia Kassab**

Suggested Resolution  
Resolution #2000-

RESOLVED, that the request from Troy Cheese & Wine, Inc. to transfer stock interest in 2000 SDD SDM licensed business, located at 2558-2560 E. Maple, Troy, MI 48083, Oakland County, wherein stockholder Adnan Shango transfers 8500 shares to new stockholder Nadia Kassab; and wherein stockholders Rakan Shango and Steven Shango each transfer 8250 shares to new stockholder Nadia Kassab, [MLCC REF # 81976] be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

**Approval of Assignment of Lessee's Interest in Lease for Troy Racquet Club** **E-5**

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Suggested Resolution  
Resolution #2000-

RESOLVED, that the Leasehold Mortgage Rider for the Troy Racquet Club as outlined in a memorandum from the City Attorney dated July 13, 2000, is hereby approved and a copy shall be attached to the original minutes of this meeting.

**Request from On My Own of Michigan to be Recognized As a Non-Profit Organization In Order to Obtain a Raffle License from the State of Michigan** **E-6**

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Documentation supporting this request has been provided to Management and approval is recommended.

Suggested Resolution

Resolution #2000-

RESOLVED, that the request from On My Own of Michigan, located at 2145 Crooks Road, Suite 103, Troy, Michigan 48084, asking that they be recognized as a nonprofit organization operating in the City of Troy, County of Oakland, Michigan, for the purpose of obtaining a gaming license or registration, be considered for approval.

**REGULAR BUSINESS**

**Nominations/Appointments to Boards and Committees: CATV Advisory Committee** **F-1**

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**(a) CATV Advisory Committee**

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Yes:

No:

**Bid Award - Bonds** **F-2**

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**(a) \$4,150,000 GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (STREETS, ROADS AND STREETSCAPE IMPROVEMENTS)**

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, pursuant to the affirmative vote of the electors of the City at a general election held on April 5, 1999 and by resolution adopted on June 19, 2000 (the "Resolution"), the City Council has authorized the issuance of not to exceed \$4,150,000 GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (STREETS, ROADS AND STREETSCAPE IMPROVEMENTS) of the City (the "Bonds"); and

WHEREAS, the Michigan Department of Treasury has issued an Order Providing Exception from prior approval for the Bonds dated June 28, 2000; and

WHEREAS, the Resolution set forth the form and terms of the Bonds, and provided that the City would do all things necessary to effectuate the sale, issuance, delivery, transfer and exchange of the Bonds in accordance with the provisions of the Resolution; and

WHEREAS, the Resolution provided that the Bonds would be awarded to the bidder whose bid produced the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the Bonds from the dated date of the Bonds or the first day of the month following the date of sale, whichever is later (which date is August 1, 2000) to their maturity, deducting therefrom any premium and adding thereto any discount; and

WHEREAS, the Resolution provided for authorization of a date for sale of the Bonds by the City and authorized publication of an Official Notice of Sale (the "Notice") for the public sale of the Bonds in *The Bond Buyer*, New York, New York in a form approved by the City Manager and/or Assistant City Manager/Finance, which Notice as published would be evidence of any revisions to final bond terms as permitted by the Resolution; and,

WHEREAS, pursuant to the Resolution and the requirements of Act 279, Public Acts of Michigan, 1909, as amended, and Act 202, Public Acts of Michigan 1943, as amended, the Notice was published in *The Bond Buyer*, New York, New York, on July 5, 2000, which Notice provided that Monday, the 17<sup>th</sup> day of July, 2000, at 2:00 p.m. Eastern Daylight Time had been set aside as the date and time for receiving and publicly opening bids for the purchase of the Bonds; and,

WHEREAS, as provided in the Notice, said bids have been received at the City Clerk's office in the City of Troy City Hall and the offices of Bendzinski & Co., Municipal Finance Advisors, 607 Shelby, Suite 600, Detroit, Michigan 48226-3333, and simultaneously publicly opened and read; and

WHEREAS, the proposed terms of all bids received for the purchase of the Bonds is set forth on the copies of the Bid Forms and the Results of Bidding summary attached hereto and incorporated herein by express reference; and

WHEREAS, the bid of \_\_\_\_\_ has been determined to produce the lowest interest cost to the City computed by determining, at the rate or rates specified in the bids, the total dollar value of all interest on the Bonds from August 1, 2000 to their maturity, deducting therefrom any premium or adding thereto any discount, and the City has determined that it is in the best interest of the City to award the Bonds to such bidder.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Official Notice of Sale for the public sale of the Bonds, as published in *The Bond Buyer*, New York, New York, and the final bond terms as stated therein are hereby approved, ratified and confirmed.

2. The bid of \_\_\_\_\_, ("Purchaser") as above stated, be and the same is hereby accepted.
3. Good Faith deposit checks of the unsuccessful bidders shall be returned to each bidder's representative or by overnight delivery.
4. The Preliminary Official Statement relating to the Bonds dated June 30, 2000 and its use in connection with the sale of the Bonds is hereby authorized, approved and confirmed. This City Council hereby confirms and ratifies the actions taken by the officers, agents and employees of the City in connection with the preparation of the Preliminary Official Statement and the designation thereof as a deemed final official statement for purposes of SEC Rule 15c2-12.
5. The Official Statement dated July 17, 2000 relating to the Bonds, which Official Statement has been presented to and is on file with the City Council, is authorized and approved. The Assistant City Manager/Finance is authorized and directed to execute and deliver the Official Statement on behalf of the City. The Assistant City Manager/Finance is further authorized to approve, execute and deliver any amendments and supplements to the Official Statement necessary to assure that the statements therein are, and as of the time the Bonds are delivered to the Purchaser will be, true and do not omit to state a material fact necessary in order to make the statements, in light of the circumstances under which they were made, not misleading.
6. The Mayor, the City Clerk, the City Manager and the Assistant City Manager/Finance are each authorized to sign such other documents and certificates and to take all other actions necessary and convenient to facilitate the issuance, sale and delivery of the Bonds in accordance with the Resolution and this resolution and to pay costs of issuance thereof, including bond counsel fees and expenses, financial advisor fees and expenses, rating agency fees, bond registrar and paying agent fees, costs of printing and delivery of the preliminary and final official statements, publication fees and any other costs necessary to accomplish the sale and delivery of the Bonds.
7. This resolution shall be effective immediately upon adoption.

Yes:

No:

**(b) \$2,330,000 General Obligation Unlimited Tax Bonds, Series 2000  
(Public Safety Facilities And City Hall)**

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Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, pursuant to the affirmative vote of the electors of the City at a general election held on April 5, 1999 and by resolution adopted on June 19, 2000 (the

"Resolution"), the City Council has authorized the issuance of not to exceed \$2,330,000 GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (PUBLIC SAFETY FACILITIES AND CITY HALL) of the City (the "Bonds"); and

WHEREAS, the Michigan Department of Treasury has issued an Order Providing Exception from prior approval for the Bonds dated June 28, 2000; and

WHEREAS, the Resolution set forth the form and terms of the Bonds, and provided that the City would do all things necessary to effectuate the sale, issuance, delivery, transfer and exchange of the Bonds in accordance with the provisions of the Resolution; and

WHEREAS, the Resolution provided that the Bonds would be awarded to the bidder whose bid produced the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the Bonds from the dated date of the Bonds or the first day of the month following the date of sale, whichever is later (which date is August 1, 2000) to their maturity, deducting therefrom any premium and adding thereto any discount; and

WHEREAS, the Resolution provided for authorization of a date for sale of the Bonds by the City and authorized publication of an Official Notice of Sale (the "Notice") for the public sale of the Bonds in *The Bond Buyer*, New York, New York in a form approved by the City Manager and/or the Assistant City Manager/Finance, which Notice as published would be evidence of any revisions to final bond terms as permitted by the Resolution; and,

WHEREAS, pursuant to the Resolution and the requirements of Act 279, Public Acts of Michigan, 1909, as amended, and Act 202, Public Acts of Michigan 1943, as amended, the Notice was published in *The Bond Buyer*, New York, New York, on July 5, 2000, which Notice provided that Monday, the 17<sup>th</sup> day of July, 2000, at 2:00 p.m. Eastern Daylight Time had been set aside as the date and time for receiving and publicly opening bids for the purchase of the Bonds; and,

WHEREAS, as provided in the Notice, said bids have been received at the City Clerk's office in the City of Troy City Hall and the offices of Bendzinski & Co., Municipal Finance Advisors, 607 Shelby, Suite 600, Detroit, Michigan 48226-3333, and simultaneously publicly opened and read; and

WHEREAS, the proposed terms of all bids received for the purchase of the Bonds is set forth on the copies of the Bid Forms and the Results of Bidding summary attached hereto and incorporated herein by express reference; and

WHEREAS, the bid of \_\_\_\_\_ has been determined to produce the lowest interest cost to the City computed by determining, at the rate or rates specified in the bids, the total dollar value of all interest on the Bonds from August 1, 2000 to their maturity, deducting therefrom any premium or adding thereto any discount, and the City has determined that it is in the best interest of the City to award the Bonds to such bidder.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Official Notice of Sale for the public sale of the Bonds, as published in *The Bond Buyer*, New York, New York, and the final bond terms as stated therein are hereby approved, ratified and confirmed.
2. The bid of \_\_\_\_\_, ("Purchaser") as above stated, be and the same is hereby accepted.
3. Good Faith deposit checks of the unsuccessful bidders shall be returned to each bidder's representative or by overnight delivery.
4. The Preliminary Official Statement relating to the Bonds dated June 30, 2000 and its use in connection with the sale of the Bonds is hereby authorized, approved and confirmed. This City Council hereby confirms and ratifies the actions taken by the officers, agents and employees of the City in connection with the preparation of the Preliminary Official Statement and the designation thereof as a deemed final official statement for purposes of SEC Rule 15c2-12.
5. The Official Statement dated July 17, 2000 relating to the Bonds, which Official Statement has been presented to and is on file with the City Council, is authorized and approved. The Assistant City Manager/Finance is authorized and directed to execute and deliver the Official Statement on behalf of the City. The Assistant City Manager/Finance is further authorized to approve, execute and deliver any amendments and supplements to the Official Statement necessary to assure that the statements therein are, and as of the time the Bonds are delivered to the Purchaser will be, true and do not omit to state a material fact necessary in order to make the statements, in light of the circumstances under which they were made, not misleading.
6. The Mayor, the City Clerk, the City Manager and the Assistant City Manager/Finance are each authorized to sign such other documents and certificates and to take all other actions necessary and convenient to facilitate the issuance, sale and delivery of the Bonds in accordance with the Resolution and this resolution and to pay costs of issuance thereof, including bond counsel fees and expenses, financial advisor fees and expenses, rating agency fees, bond registrar and paying agent fees, costs of printing and delivery of the preliminary and final official statements, publication fees and any other costs necessary to accomplish the sale and delivery of the Bonds.
7. This resolution shall be effective immediately upon adoption.

Yes:

No:

**(c) \$8,530,000 GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000  
(COMMUNITY CENTER AND RECREATIONAL FACILITIES)**

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Suggested Resolution  
Resolution #2000-

Moved by  
Seconded by

WHEREAS, pursuant to the affirmative vote of the electors of the City at a general election held on April 5, 1999 and by resolution adopted on June 19, 2000 (the "Resolution"), the City Council has authorized the issuance of not to exceed \$8,530,000 GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (COMMUNITY CENTER AND RECREATIONAL FACILITIES) of the City (the "Bonds"); and

WHEREAS, the Michigan Department of Treasury has issued an Order Providing Exception from prior approval for the Bonds dated June 28, 2000; and

WHEREAS, the Resolution set forth the form and terms of the Bonds, and provided that the City would do all things necessary to effectuate the sale, issuance, delivery, transfer and exchange of the Bonds in accordance with the provisions of the Resolution; and

WHEREAS, the Resolution provided that the Bonds would be awarded to the bidder whose bid produced the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the Bonds from the dated date of the Bonds or the first day of the month following the date of sale, whichever is later (which date is August 1, 2000) to their maturity, deducting therefrom any premium and adding thereto any discount; and

WHEREAS, the Resolution provided for authorization of a date for sale of the Bonds by the City and authorized publication of an Official Notice of Sale (the "Notice") for the public sale of the Bonds in *The Bond Buyer*, New York, New York in a form approved by the City Manager and/or the Assistant City Manager/Finance, which Notice as published would be evidence of any revisions to final bond terms as permitted by the Resolution; and,

WHEREAS, pursuant to the Resolution and the requirements of Act 279, Public Acts of Michigan, 1909, as amended, and Act 202, Public Acts of Michigan 1943, as amended, the Notice was published in *The Bond Buyer*, New York, New York, on Wednesday, July 5, 2000, which Notice provided that Monday, the 17<sup>th</sup> day of July, 2000, at 2:00 p.m. Eastern Daylight Time had been set aside as the date and time for receiving and publicly opening bids for the purchase of the Bonds; and,

WHEREAS, as provided in the Notice, said bids have been received at the City Clerk's office in the City of Troy City Hall and the offices of Bendzinski & Co., Municipal Finance Advisors, 607 Shelby, Suite 600, Detroit, Michigan 48226-3333, and simultaneously publicly opened and read; and

WHEREAS, the proposed terms of all bids received for the purchase of the Bonds is set forth on the copies of the Bid Forms and the Results of Bidding summary attached hereto and incorporated herein by express reference; and

WHEREAS, the bid of \_\_\_\_\_ has been determined to produce the lowest interest cost to the City computed by determining, at the rate or rates specified in the bids, the total dollar value of all interest on the Bonds from August 1, 2000

to their maturity, deducting therefrom any premium or adding thereto any discount, and the City has determined that it is in the best interest of the City to award the Bonds to such bidder.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Official Notice of Sale for the public sale of the Bonds, as published in *The Bond Buyer*, New York, New York, and the final bond terms as stated therein are hereby approved, ratified and confirmed.
2. The bid of \_\_\_\_\_, ("Purchaser") as above stated, be and the same is hereby accepted.
3. Good Faith deposit checks of the unsuccessful bidders shall be returned to each bidder's representative or by overnight delivery.
4. The Preliminary Official Statement relating to the Bonds dated June 30, 2000 and its use in connection with the sale of the Bonds is hereby authorized, approved and confirmed. This City Council hereby confirms and ratifies the actions taken by the officers, agents and employees of the City in connection with the preparation of the Preliminary Official Statement and the designation thereof as a deemed final official statement for purposes of SEC Rule 15c2-12.
5. The Official Statement dated July 17, 2000 relating to the Bonds, which Official Statement has been presented to and is on file with the City Council, is authorized and approved. The Assistant City Manager/Finance is authorized and directed to execute and deliver the Official Statement on behalf of the City. The Assistant City Manager/Finance is further authorized to approve, execute and deliver any amendments and supplements to the Official Statement necessary to assure that the statements therein are, and as of the time the Bonds are delivered to the Purchaser will be, true and do not omit to state a material fact necessary in order to make the statements, in light of the circumstances under which they were made, not misleading.
6. The Mayor, the City Clerk, the City Manager and the Assistant City Manager/Finance are each authorized to sign such other documents and certificates and to take all other actions necessary and convenient to facilitate the issuance, sale and delivery of the Bonds in accordance with the Resolution and this resolution and to pay costs of issuance thereof, including bond counsel fees and expenses, financial advisor fees and expenses, rating agency fees, bond registrar and paying agent fees, costs of printing and delivery of the preliminary and final official statements, publication fees and any other costs necessary to accomplish the sale and delivery of the Bonds.
7. This resolution shall be effective immediately upon adoption.

Yes:

No:

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**Amendment to Chapter 78 - Signs -To Permit the Placement of Banners  
in the Public Right-of-Way**

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**F-3**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, that an Ordinance to amend Chapter 78, Signs, of the Code of the City of Troy to permit the placement of banners in the public right-of-way, is hereby approved and a copy shall be attached to the original minutes of this meeting.

Yes:

No:

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**Approval of Troy Daze Banner Design**

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**F-4**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, that the design of the Troy Daze banner, as presented on this date, is hereby approved, and a copy of the banner shall be attached to the original minutes of this meeting.

Yes:

No:

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**Establish Public Hearing to Amend a Consent Judgment with Delphi  
Automotive Systems LLC - 5725 Delphi Drive**

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**F-5**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, that a Public Hearing is hereby established for Monday, August 7, 2000 to consider a request from Delphi Automotive Systems LLC to amend a consent judgment covering their property at 5725 Delphi Drive.

Yes:

No:

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**Extension of Pager Contract - Bid Waiver**

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**F-6**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, on August 18, 1997 a contract was awarded to the low bidder, Airtouch (currently Verizon Wireless) to provide pager rental (Resolution #97-696); and

WHEREAS, Verizon Wireless has agreed to extend the contract for pager rental for an additional three years under the same prices, terms and conditions with the exception of alphanumeric pagers which are being reduced to \$7.95 per month; and

WHEREAS, it is the determination of the City Manager and City Council of the City of Troy that no benefit would result for the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, that bidding procedures are hereby waived and the contract with Verizon Wireless to provide pager rental is hereby extended based upon the same terms, and conditions through August 18, 2003; and

BE IT FURTHER RESOLVED, that pagers based upon new technological advances are hereby added to the contract as follows:

Ireply Statewide (2 way – page confirmation)	\$14.95/ month
Ireply Nationwide (2 way – page confirmation)	\$26.95/ month
IWrite Statewide (2 way – text capability)	\$26.95/ month
IWrite Nationwide (2 way – text capability)	\$39.95/ month

Yes:

No:

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#### **Request from Veterans Committee Regarding Funding**

**F-7**

##### **Suggested Resolution**

Resolution #2000-

Moved by

Seconded by

##### **a) As Requested**

RESOLVED, that the request by the Veterans Memorial Committee for \$25,000 be approved with the check made payable to the vendor.

Yes:

No:

#### **COUNCIL COMMENTS**

#### **COUNCIL REFERRALS**

#### **VISITORS**

#### **REPORTS AND COMMUNICATIONS**

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#### **Council Referrals**

**G-1**

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**Minutes - Boards and Committees****G-2**

1. Troy Daze - June 27, 2000
2. Building Code Board of Appeals - July 5, 2000
3. Liquor Committee - July 10, 2000

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**Department Report****G-3**

- a) Building Department - June, 2000

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**Announcement of Public Hearing****G-4**

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**Proposed Proclamation****G-5**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, that the following Proclamation be approved:  
Siemens Automotive New Troy Campus

Yes:

No:

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**Memorandum from Miller Canfield Law Firm Regarding the Validity and Legality of the City of Troy Downtown Development Authority****G-6**

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**Communication from Resident Regarding Library Staff****G-7**

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**Memorandum from the City Manager Regarding the RFQ and RFP Process for Architectural Services Related to City Hall, The Police/Fire Administration Building and Fire Station #3****G-8**

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**Communication from Standard & Poor's Upgrading the Bond Rating for the City of Troy****G-9**

Respectfully submitted,

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John Szerlag, City Manager